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TRANSMITTAL LETTER PATENT Parent 10/816,049
Filing Date: 10/816,049 March 31 3004
First Named Inventor John W. Barrus
Examiner's Name: Tran, Quoc A.
Art Unit:
Attorney Docket No.: 74451P161
An Amendment After Final Action (37 CFR 1.116) is attached and applicant(s) request expedited action.
X Charge any fee not covered by any check submitted to Deposit Account No. 02-2666.
X Applicant(s) hereby request and authorize the U.S. Patent and Trademark Office to (1) treat any concurrent or
future reply that requires a petition for extension of time as incorporating a petition for extension of time for the
appropriate length of time and (2) charge all required fees, including extension of time fees and fees under 37
CFR 1.16 and 1.17, for any concurrent or future reply to Deposit Account No. 02-2666. Applicant(s) claim small entity status (37 CFR 1.27).
ATTACHMENTS
Preliminary Amendment
X Amendment/Response with respect to Office Action dated April 24, 2008.
Amendment/Response After Final Action (37 CFR 1.116) (reminder: consider filing a Notice of Appeal) Notice of Appeal RCE (Request for Continued Examination) Supplemental Declaration Terminal Disclaimer (reminder: if executed by an attorney, the attorney must be properly of record) Information Disclosure Statement (IDS) Copies of IDS citations Petition for Extension of Time X Fee Transmittal Document (that includes a fee calculation based on the type and number of claims) No fee
RCE (Request for Continued Examination)
Supplemental Declaration
Terminal Disclaimer (reminder: if executed by an attorney, the attorney must be properly of record)
Information Disclosure Statement (IDS)
Copies of IDS citations
Petition for Extension of Time
X Fee Transmittal Document (that includes a fee calculation based on the type and number of claims) No fee
Cross-Reference to Related Application(s) Certified Copy of Priority Document
Certified Copy of Priority Document
Other:
Other:
Check(s)
X Postcard (Return Receipt)
SUBMITTED BY:
BLAKELY SOKOLOFF TAYLOR & ZAFMAN LLP
TYPED OR PRINTED NAME: Tatiana Rossin
SIGNATURE:.
REG. NO.: 56,833
DATE: July 23, 2008
ADDRESS: 1279 Oakmead Parkway
Sunnyvale, CA 94085-4040
TELEPHONE NO.: (408) 720-8300
CERTIFICATE OF MAILING BY FIRST CLASS MAIL (if applicable)
I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail with sufficient postage in an envelope addressed to Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450
on July 23, 2008 Date of Deposit
Name of Person Mailing Correspondence
Biane Northern Signature X Signature X Date
Oignature 0
Express Mail Label No. (if applicable):
T. T

TRACE TRACE COMPANDED FIRST Example April

FEE TRANSMITTAL FOR FY 2008

(Effective on 9/30/2007. Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).

EMPRE	(1	illective of	11 9/30/200	7. Fees pursuant to the Consolidated Appropriations Act, 2003 (n.k. 4010).
				TOTAL AMOUNT OF PAYMENT (\$) 0.00
Comple				
Applica			0/816,049	
Filing D			arch 31, 2	
			ohn W. Ba	
				<u>A.</u>
Art Unit			76	
Attorne	y Docke	ELNO. <u>74</u>	4451P161	
	-	Applica	ant claim	s small entity status. See 37 CFR 1.27.
METHO	D OF	PAYME	NT (chec	ck all that apply)
	_ Check		_ Credit	t Card Money OrderX None Other (please identify)
	_ Depos	it Accou	ınt	
				t Number : <u>02-2666</u>
х	The Di		Accoun	
	THE DI			red to do the following with respect to the above-identified Deposit Account:
	<u>x</u>	_		ional fee(s) or underpayment of fee(s) during the pendency of this application.
				ndicated below except for the filing fee
	<u>x</u>			payments.
	$\frac{\dot{x}}{x}$			or future reply that requires a petition for extension of time should be treated as
				appropriate petition for extension of time and all required fees should be charged.
Warning:	: Informa	ition on th	nis form m	eay become public. Credit card information should not be included on this form. authorization on PTO-2038.
FIOVICE	credit ca	ia illioilli	ation and	authorization on F10-2036.
FEE CA	ALCUL	ATION		
***************************************		************		
1. <u>BAS</u>	IC FILI	NG, SE	ARCH, A	AND EXAMINATION FEES
Large E		Small I		
Fee	Fee	Fee	Fee	
Code	(\$)	Code	(\$)	Fee Description Fees Paid (\$)
1011	310	2011	155	Utility application filing fee
1111	510	2111	255	Utility search fee 1,030/515
1311	210	2311	105	Utility examination fee
				}
1012	210	2012	105	Design application filing fee
1112	100	2112	50	Design search fee 440/220
1312	130	2312	65	Design examination fee
1013	210	2013	105	Plant filing fee
1113	310	2113	155	Plant search fee 680/340
1313	160	2313	80	Plant examination fee
1004	810	2004	405	Reissue filing fee
1114	510	2114	255	Reissue search fee 1,940/970
1314	620	2314	310	Reissue examination fee
1005	210	2005	105	Provisional application filing fee
				SUBTOTAL (1) \$ <u>0.00</u>

2. EXCESS CLAIM FEES

<u>Fee</u>	D	esc	rip	otio	n
Larg					S

Large Entity Small Entity		Entity		
Fee	Fee	Fee	Fee	
Code	(\$)	Code	(\$)	Fee Description
1202	50	2202	25	Each claim over 20
1201	210	2201	105	Each independent claim over 3
1203	370	2203	185	Multiple dependent claims, if not paid
1204	210	2204	105	Reissue: each claim over 20 and more than in the original patent
1205	50	2205	25	Reissue: each independent claim more than in the original patent

			Extra Claims	Fee	Fee	s Paid (\$)
Total Claims	76	77 HP =		x	=	_
HP = highest nur	nber of tota	I claims paid for, if g	reater than 20			_
Independent CI	aims <u>4</u>	4 HP =		Χ	=	_
HP = highest nur	mber of inde	ependent claims paid	for, if greater than 3			
Multiple Depen	dent Clain	ns	-		=	
-						

SUBTOTAL (2) \$ 0.00

3. APPLICATION SIZE FEE

If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 C.F.R. 1.52(e)), the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

Total Sheets Extra		Extra	Sheets	Number of each additoinal 50 or fraction thereof		Fee from below	Fees paid (\$)	
		- 100 =	=	/ 50 =	(round up to whole number)	X	<u>\$</u>	
Large	Fee	Small I	Fee		ntion: Application size fee for e		•	•
Code	(\$)	Code	(\$)	beyond initi	al 100 sheets (count spec & drawing	ngs e	except sequen	ces & program listings):
1081	260	2081	130	Utility				
1082	260	2082	130	Design				
1083	260	2083	130	Plant				
1084	260	2084	130	Reissue				

SUBTOTAL (3) \$ 0.00

FEE CALCULATION (continued) 4. OTHER FEE(S) Fees Paid (\$) Non-English Specification, \$130 fee (no small entity discount) Large Entity Small Entity Fee Fee Fee Fee Code (\$) Code (\$) Fee Description 1051 130 2051 65 Surcharge - late filing fee or oath 1052 50 2052 25 Surcharge - late provisional filing fee or cover sheet 1053 130 1053 130 Non-English specification 1812 2,520 1812 2,520 For filing a request for ex parte reexamination 1813 8,800 1813 8,800 Request for inter parties reexamination 1804 920* 1804 920* Requesting publication of SIR prior to Examiner action 1805 1,840* 1805 1,840* Requesting publication of SIR after Examiner action 1251 120 2251 60 Extension for reply within first month 1252 460 230 Extension for reply within second month 2252 1253 1,050 2253 525 Extension for reply within third month 1254 1.640 2254 820 Extension for reply within fourth month 1255 1,115 2,230 2255 Extension for reply within fifth month 1401 510 2401 255 Notice of Appeal 1402 510 2402 255 Filing a brief in support of an appeal 1403 1.030 2403 515 Request for oral hearing 1,510 1451 1,510 1451 Petition to institute a public use proceeding 1452 510 2452 255 Petition to revive – unavoidable 1453 1.540 2453 770 Petition to revive - unintentional 1501 1.440 2501 720 Utility issue fee (or reissue) 1502 2502 820 410 Design issue fee 1503 1,130 2503 565 Plant issue fee 1462 400 1462 400 Petitions to the Commissioner (CFR 1.17(f) Group I) 1463 200 1463 200 Petitions to the Commissioner (CFR 1.17(g) Group II) 1464 130 1464 130 Petitions to the Commissioner (CFR 1.17(h) Group III) 1807 50 1807 50 Processing fee under 37 CFR 1.17(q) 1806 1806 180 180 Submission of Information Disclosure Stmt 8021 40 8021 40 Recording each patent assignment per property (times number of properties) 1809 810 2809 405 For filing a submission after final rejection (see 37 CFR 1.129(a)) 1814 2814 130 65 Statutory Disclaimer 1810 810 2810 405 For each additional invention to be examined (see 37 CFR 1.129(b)) 1801 810 2801 405 Request for Continued Examination (RCE) 1802 900 1802 900 Request for expedited examination of a design application 1504 300 1504 300 Publication fee for early, voluntary, or normal pub. 1505 300 1505 300 Publication fee for republication Request for voluntary publication or republication 1803 130 1803 130 1808 130 1808 130 Processing fee under 37 CFR 1.17(i) (except provisionals) 1454 1,410 1454 1,410 Acceptance of unintentionally delayed claim for priority Other fee (specify) Other fee (specify) SUBTOTAL (4) \$ 0.00 *Reduced by Basic Filing Fee Paid **SUBMITTED BY:** Typed or Printed Name: Tatiana Rossin Signature: **Date:** July 23, 2008 **Reg. Number:** 56,833 **Telephone Number:** <u>408-720-8300</u>

Send to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450



FEE TRANSMITTAL FOR FY 2008

MENT OF		(Effective	on 9/30/2	007. Fees pursuant to the Consolidat		(H.R. 4818).
ACTO		•		TOTAL AMOUNT OF PAY		(11.14. 4010).
Comp	lete if K	nown:		TOTAL AMOUNT OF PATE	MENI (\$) <u>0.00</u>	
•			10/816,0	49		
	Date		March 3	1, 2004		
First I	Named I	nventor <u>.</u>	John W.	Barrus		
		ne <u>' </u>	<u> Fran, Qu</u>	oc A.		
Art Ur			176			
Attorr	ey Doci	ket No.	74451P1	61		
		Appli	cant cla	ims small entity status. See 37	CFR 1.27.	
METH	IOD OF	PAYME	E NT (ch	eck all that apply)		
	Chec	k	Cre		der <u>X</u> None _	Other (please identify)
	Depo	sit Acco	unt			
				ınt Number : <u>02-2666</u>		
		Depos	it Accou	ınt Name:		
X_	The D	irector is	S Author	rized to do the following with re-	spect to the above-iden	tified Deposit Account:
		Charg	je fee(s)	indicated below.		
	<u>X</u>	Charge	e any ado	ditional fee(s) or underpayment of fe	e(s) during the pendency	of this application.
				indicated below except for the	filing fee	
	$\frac{\overline{x}}{x}$			erpayments.		
		Any co	ncurrent	or future reply that requires a petit	ion for extension of time s	hould be treated as
		mcorp	orating a	n appropriate petition for extension	of time and all required for	ees should be charged.
Warnin	g: Inform	ation on t	his form	may become public. Credit card in	formation should not be in	ncluded on this form.
Provide	credit c	ard inform	nation an	d authorization on PTO-2038.		
FEE C	ALCUI	ATION				
1. BA	SIC FIL	ING. SE	ARCH.	AND EXAMINATION FEES		
				THE EXAMINATION I LLO		
Large	Entity	<u>Small</u>	Entity			
Fee	Fee	Fee	Fee		1	
Code	(\$)	Code	(\$)	Fee Description	<u></u>	Fees Paid (\$)
1011	310	2011	155	Utility application filing fee		
1111	510	2111	255	Utility search fee	1,030/515	
1311	210	2311	105	Utility examination fee	1	
1012	210	2012	105	Design application filing fee	}	
1112	100	2112	50	Design search fee	140/220	
1312	130	2312	65	Design examination fee	440/220	
	130	2312	0.5	Design examination lee		
1013	210	2013	105	Plant filing fee		•
1113	310	2113	155	Plant search fee	680/340	
1313	160	2313	80	Plant examination fee	7	
4004					}	
1004	810	2004	405	Reissue filing fee	J	
1114	510	2114	255	Reissue search fee	1,940/970	
1314	620	2314	310	Reissue examination fee		
1005	210	2005	105	Drovinianal annihadian fili	.	
.000	210	2003	103	Provisional application filing	166	
					SUBTOTAL (1) \$ <u>0.00</u>
					SSDIOIAE (I	, v.vv

2. EXCESS CLAIM FEES

<u>Fee</u>	Des	<u>cri</u>	pti	on

	Large	Large Entity Small Entity		Entity	
-	Fee	Fee	Fee	Fee	
	Code	(\$)	Code	(\$)	Fee Description
	1202	50	2202	25	Each claim over 20
	1201	210	2201	105	Each independent claim over 3
ı	1203	370	2203	185	Multiple dependent claims, if not paid
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	1205	50	2205	25	Reissue: each independent claim more than in the original patent

	Extra Claims	<u>Fee</u>	Fees Paid (\$)
Total Claims 76 - 77 HP = HP = highest number of total claims paid for, if gr	eater than 20	х	=
Independent Claims 4 -4 HP = HP = highest number of independent claims paid		x	=
Multiple Dependent Claims	•		

SUBTOTAL (2) \$ 0.00

3. APPLICATION SIZE FEE

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Total S	Sheets	Extra Sheets			Number of each additoinal 50 or fraction thereof		Fee from below	Fees paid (\$)
		– 100 :		/ 50 =	(round up to whole number)	X	<u>\$</u>	
<u>Large I</u> Fee Code	Entity Fee (\$)	Small Fee Code	Entity Fee (\$)	Fee Descrip beyond initi	tion: Application size fee for eal 100 sheets (count spec & drawin	ach igs e	additional g	group of 50 sheets ces & program listings):
1081 1082	260 260	2081 2082	130 130	Utility Design				
1083 1084	260 260	2083 2084	130 130	Plant Reissue				

SUBTOTAL (3) \$ 0.00

FEE CALCULATION (continued) 4. OTHER FEE(S) Fees Paid (\$) Non-English Specification, \$130 fee (no small entity discount) **Small Entity Large Entity** Fee Fee Fee Fee Fee Description Code (\$) Code (\$) Surcharge - late filing fee or oath 65 2051 1051 130 Surcharge - late provisional filing fee or cover sheet 25 1052 2052 50 Non-English specification 1053 130 1053 130 For filing a request for ex parte reexamination 1812 2,520 1812 2,520 Request for inter parties reexamination 1813 8,800 8,800 1813 Requesting publication of SIR prior to Examiner action 1804 920* 1804 920* Requesting publication of SIR after Examiner action 1,840* 1805 1,840* 1805 Extension for reply within first month 1251 120 2251 60 Extension for reply within second month 1252 460 2252 230 Extension for reply within third month 2253 525 1253 1.050 Extension for reply within fourth month 2254 820 1254 1.640 Extension for reply within fifth month 2255 1,115 1255 2.230 Notice of Appeal 1401 510 2401 255 Filing a brief in support of an appeal 1402 510 2402 255 Request for oral hearing 1403 1,030 2403 515 Petition to institute a public use proceeding 1451 1,510 1451 1,510 Petition to revive – unavoidable 1452 510 2452 255 Petition to revive - unintentional 2453 770 1453 1,540 Utility issue fee (or reissue) 720 1501 1,440 2501 Design issue fee 410 2502 1502 820 Plant issue fee 2503 565 1.130 1503 Petitions to the Commissioner (CFR 1.17(f) Group I) 1462 400 1462 400 Petitions to the Commissioner (CFR 1.17(g) Group II) 1463 200 1463 200 Petitions to the Commissioner (CFR 1.17(h) Group III) 1464 130 1464 130 Processing fee under 37 CFR 1.17(q) 1807 50 1807 50 Submission of Information Disclosure Stmt 1806 180 1806 180 Recording each patent assignment per 8021 40 8021 40 property (times number of properties) For filing a submission after final rejection 405 1809 810 2809 (see 37 CFR 1.129(a)) 65 Statutory Disclaimer 1814 130 2814 For each additional invention to be examined 1810 810 2810 405 (see 37 CFR 1.129(b)) Request for Continued Examination (RCE) 405 810 2801 1801 Request for expedited examination of a design 900 1802 900 1802 application Publication fee for early, voluntary, or normal pub. 300 1504 300 1504 300 Publication fee for republication 1505 1505 300 Request for voluntary publication or republication 1803 130 1803 130 Processing fee under 37 CFR 1.17(i) (except provisionals) 130 1808 130 1808 Acceptance of unintentionally delayed claim for priority 1454 1,410 1454 1,410 Other fee (specify) _ Other fee (specify) _ **SUBTOTAL (4) \$ 0.00** *Reduced by Basic Filing Fee Paid SUBMITTED BY: Tatiana Rossin Typed or Printed Name: Date: July 23, 2008 Signature: Telephone Number: 408-720-8300 Reg. Number: <u>56,833</u>

Send to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

JUL 2 5 2008

Attorney Docket No.: 74451P161

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of:	Examiner: Tran, Quoc A.			
John W. Barrus) Art Unit: 2176			
Serial No.: 10/816,049)			
Filed: March 31, 2004))			
For: CHECK BOXES FOR IDENTIFYING AND PROCESSING STORED DOCUMENTS))))			

Mail Stop Amendment Commissioner for Patents P.O. Box 1450 Alexandria, Virginia 22313-1450

AMENDMENT

Sir:

In response to the Office Action mailed April 24, 2008, applicant respectfully requests that the above-identified application be amended as follows.

CERTIFICATE OF FIRST-CLASS MAILING

I hereby certify that this correspondence is being deposited with United States Postal Service as first class mail with sufficient postage in an envelope addressed to Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

on <u>July 23, 2008</u>

(Date of Deposit)

By: Diame Neathery